



Docket No.: C1037.70048US00
(PATENT)

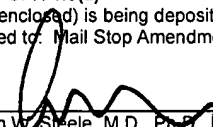
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Arthur M. Krieg et al.
Serial No.: 10/644052
Confirmation No.: 4791
Filed: August 19, 2003
For: IMMUNOSTIMULATORY NUCLEIC ACIDS
Examiner: Nina Archie
Art Unit: 1645

Certificate of Mailing Under 37 CFR 1.8(a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: July 28, 2006


Alan W. Steele, M.D., Ph.D., Registration No. 45,128

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed June 30, 2006, Applicant hereby provisionally elects Group I, claims 1-5, 12-17, 22, 24-28, 32, 36, 39, 44, 46, 48-49, 66-67, 95-99, and 100, for continued examination. Applicant hereby further elects the following species for examination, in accord with the election of species requirement in connection with election of Group I:

T*C_G*T*C_G*T*T*T*T*G*A*C_G*T*T*T*T*G*T*C_G*T*T (SEQ ID NO: 313),

wherein each * represents a phosphorothioate internucleotide linkage and each _ represents a phosphodiester internucleotide linkage.